

agencies or their designees or for the Architect of the Capitol or his designee to engage in the performance of their statutory duties under other provisions of law. The Council may adopt procedures for dealing with instances where an undertaking proposed or sponsored by a member's agency or by the Architect of the Capitol comes before the Council.

(2) Members who are the heads of Federal agencies and their designees and the Architect of the Capitol and his designee may not engage in outside activities not compatible with the full and proper discharge of the members' official duties and responsibilities as members of the Council.

(3) Members who are the heads of Federal agencies and their designees shall abide by the conflict of interest regulations of their own agencies except when they are acting in their official capacities as Council members.

(c) *Restrictions—other Members:* Members not covered by paragraph (b) of this section shall not:

(1) Engage in outside activities not compatible with the full and proper discharge of the member's official duties and responsibilities as a member of the Council;

(2) Perform outside work or engage in outside activities (i) that are of such a nature that they may be reasonably construed by the public to be the official acts of the Council, (ii) that involve the use of Council facilities, equipment, and supplies of any kind, or (iii) that involve the use for private gain of official Council information not available to the public;

(3) Receive any salary or anything of monetary value from a private source as compensation for services to the Council (18 U.S.C. 209); or

(4) Use the member's Council employment to coerce a person to provide financial benefit to the member or another person.

(d) *Restrictions—Employees:* No employee shall—

(1) Engage in outside employment or other outside activity not compatible with the full and proper discharge of the duties and responsibilities of the employee's Council employment; or

(2) Engage in any activity prohibited by paragraphs (c) (2), (3), and (4) of this section.

§811.5 Gifts, entertainment and favors.

Members or employees shall not solicit or accept, directly or indirectly, any gift, gratuity, favor, entertainment, loan, or any other thing of monetary value from a person who has, or is seeking to obtain, business or financial relations with the Council or has interests that may be substantially affected by the performance or non-performance of Council duties. The Council adopts the exceptions to this prohibition set forth in 5 CFR 735.202 (b) (1) through (4).

§811.6 Other conflicts.

(a) *Use of Council property.* No member or employee shall use or allow the use of Council property for other than officially approved activities.

(b) *Use of Council membership.* No member who is a *special government employee* under §811.2(c) shall use his Council membership for a purpose that is, or gives the appearance of being, motivated by the desire for private gain for the member or another person.

(c) *Misuse of information.* No member or employee shall use for private gain or allow the use of inside information which has not been made available to the public. Inside information is information obtained through or in connection with the member's Council membership or the employees' Council employment.

(d) *Indebtedness; gambling, betting and lotteries; conduct prejudicial to the Council; miscellaneous provisions.* Members and employees shall be bound by the terms of 5 CFR 735.207 through 735.210.

(e) *Post-employment conflicts.* Members and employees shall comply with the terms of 5 CFR part 737 regarding post-employment conflicts of interest.

§811.7 Statements of employment and financial interest.

(a) *General.* All employees who are classified at GS-13 or above or at comparable pay levels and all members shall file a Statement of Employment and Financial Interest.